

STATE OF MAINE
PUBLIC UTILITIES COMMISSION

Docket No. 96-192

April 29, 1996

NEW ENGLAND TELEPHONE COMPANY
Re: Request for Approval of Special
Contract with United Way of Eastern Maine

ORDER APPROVING CONTRACT

WELCH, Chairman; NUGENT, HUNT, Commissioners

On April 19, 1996, pursuant to of 35-A M.R.S.A. § 703(3), New England Telephone Company (NET) requested approval of a contract for service between itself and United Way of Eastern Maine. The contract service is the Outward Toll Calling Plan furnished under the Customized Netsaversm toll service, as described in NET's schedule P.U.C. - ME. - No. 15, Part A, section 9 and section 10, with a variance giving lower rates.

The contract contains rates, terms and conditions not offered under the current tariff. This contract is being offered to the customer in order to secure long term revenues and because the customer has alternative providers. NET has shown that the revenues derived from this contract are the maximum attainable and are greater than would be received if the services were provided by a competitor via the appropriate form of access. Based on the information presented, we can determine that a special rate contract is appropriate in this instance.

Our approval of this contract is not an endorsement of the costing methodology employed by the Company in this case. We approve this filing subject to that provision.

It is

ORDERED

That the contract between New England Telephone Company and United Way of Eastern Maine, filed April 19, 1996, is hereby approved pursuant to 35-A M.R.S.A. § 703(3).

Dated at Augusta, Maine, this 29th day of April, 1996

BY ORDER OF THE COMMISSION

Christopher P. Simpson
Administrative Director

COMMISSIONERS VOTING FOR: Welch - Absent
Nugent

Hunt

NOTICE OF RIGHTS TO REVIEW OR APPEAL

5 M.R.S.A. § 9061 requires the Public Utilities Commission to give each party to an adjudicatory proceeding written notice of the party's rights to review or appeal of its decision made at the conclusion of the adjudicatory proceeding. The methods of review or appeal of PUC decisions at the conclusion of an adjudicatory proceeding are as follows:

1. Reconsideration of the Commission's Order may be requested under Section 1004 of the Commission's Rules of Practice and Procedure (65-407 C.M.R.110) within 20 days of the date of the Order by filing a petition with the Commission stating the grounds upon which reconsideration is sought.
2. Appeal of a final decision of the Commission may be taken to the Law Court by filing, within 30 days of the date of the Order, a Notice of Appeal with the Administrative Director of the Commission, pursuant to 35-A M.R.S.A. § 1310(1)-(4) and the Maine Rules of Civil Procedure, Rule 73 et seq.
3. Additional court review of constitutional issues or issues involving the justness or reasonableness of rates may be had by the filing of an appeal with the Law Court, pursuant to 35-A M.R.S.A. § 1320(5).

Note: The attachment of this Notice to a document does not indicate the Commission's view that the particular document may be subject to review or appeal. Similarly, the failure of the Commission to attach a copy of this Notice to a document does not indicate the Commission's view that the document is not subject to review or appeal.